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4 UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF WASHINGTON  
5 AT TACOMA

6 JUSTIN EDWARD LEWIS,

7 Plaintiff,

8 v.

9 DAMON BROWN, et al,

10 Defendants.

Case No. C18-5826-RBL-TLF

ORDER ADOPTING REPORT AND  
RECOMMENDATION

11 THIS MATTER is before the Court on Magistrate Judge Fricke's Report and  
12 Recommendation [Dkt. # 8], recommending that the Court deny plaintiff's application to proceed  
13 *in forma pauperis* [Dkt. 1] and dismiss the complaint [Dkt. 1-1] with leave to file an amended  
14 complaint upon payment of the filing fee.

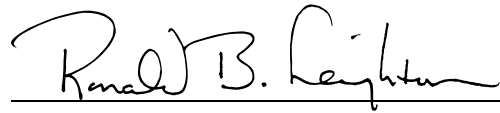
- 15 (1) The Magistrate Judge's Report and Recommendation is ADOPTED;  
16 (2) Plaintiff's Application to Proceed *In Forma Pauperis* (Dkt. 1) is DENIED;  
17 (3) Plaintiff's complaint (Dkt. 1-1) is DISMISSED with leave to file an amended complaint  
18 upon payment of the filing fee within thirty (30) days of the date of this order;  
19 (4) Plaintiff is directed that the amended complaint must contain a short statement of each  
20 claim against each named defendant and correct the other deficiencies described in the  
21 Report and Recommendation;

1 (5) Failure to either pay the filing fee or file an amended complaint within thirty (30) days  
2 of the date of this order will result in dismissal of this action without further order of  
3 the Court;

4 (6) The Clerk is directed to send copies of this Order to plaintiff, to Magistrate Judge  
5 Fricke, and to any other party that has appeared in this action.

6 IT IS SO ORDERED.

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8 Dated this 8<sup>th</sup> day of March, 2019.

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12 Ronald B. Leighton  
13 United States District Judge  
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